

AGENDA

PERSONNEL BOARD MEETING

January 13, 2012

9:30 a.m.

1. Call to Order
2. Reading of the Minutes of Regular Meeting held December 9, 2011
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
 - A. ~~Changes to 101 KAR 1:325 (Initial Probationary Periods) (Deferred from Dec.)~~
Withdrawn by agency
5. **Oral Arguments**
 - A. Jennifer Click v. Energy and Environment Cabinet (Request by Appellee)
 - B. Ronald Godfrey, Jr. v. Cabinet for Health and Family Services (3 appeals)
(Request by Appellant)
6. **Motions**
 - A. Theresa Graham v. Cabinet for Health and Family Services
--Appellee's Motion to File Late Exceptions
7. **Investigations**
 - A. Request for Investigation of Dept. of Agriculture (Hiring of Two Assistant Directors – request by Larry Gillis)
--Recommendation of Investigator
--Response by Larry Gillis
 - B. Anonymous Request for Investigation of Department of Agriculture
 - *** C. Statement of Current Agriculture Commissioner James R. Comer
(General Counsel Holly VonLuehrte)
8. **Closed Session**

9. **Open Session**

10. **Cases to be Decided**

- A. Ronald Godfrey, Jr. v. Cabinet for Health and Family Services (3 appeals)
(15- and 20-day suspensions, evaluation – appeals dismissed)
--Appellant's Exceptions and request for oral argument
--Appellee's Response to Exceptions
- B. Jennifer Click v. Energy and Environment Cabinet (dismissal – appeal sustained)
--Appellee's Request for Oral Arguments and Exceptions
--Appellant's Response to Exceptions
- C. Elizabeth Whitehead-Helton v. Cabinet for Health and Family Services
Deferred from December
(Dismissal, misconduct – appeal dismissed) (2 appeals)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Appellant's Exceptions
- D. Joseph Ross v. Labor Cabinet (dismissal – appeal sustained)
--Appellee's Exceptions
--Appellant's Response to Exceptions
- E. Michael Baase v. Transportation Cabinet (Reclassification – appeal sustained to the extent)
- F. Ralph Ellis v. Justice and Public Safety Cabinet (Corrections) – agency directed sick leave – appeal dismissed)
- G. Theresa Graham v. Cabinet for Health and Family Services (Dismissal – sustained to the extent of a 30-day suspension)
--Appellee's Exceptions and Request or Oral Argument (untimely filed)
- H. Shelly Harrod v. Cabinet for Health and Family Services (2-day suspension – appeal dismissed)
- I. Charlene Hoke v. Justice and public Safety Cabinet (Corrections) (Written reprimand, discrimination – appeal dismissed)
- J. Ronald Johnson v. Justice and Public Safety Cabinet (Corrections) (2 appeals) (grievance and hostile work environment – appeals dismissed)
- K. James Loy v. Transportation Cabinet (Dismissal, poor work performance – appeal dismissed)
- L. Linda Netherton v. Transportation Cabinet (1-day suspension – appeal dismissed)

M. Michael Scroggins v. Justice and Public Safety Cabinet (Corrections) (dismissal – appeal dismissed)

N. Kimberly Weathers v. Cabinet for Health and Family Services (demotion – appeal dismissed)

11. **Withdrawals**

A. Fredric M. Farmer v. Finance and Administration Cabinet

B. Tedrick Green v. Cabinet for Health and Family Services

C. Alberto D. Otano, Sr. v. Cabinet for Health and Family Services

*** D. Glenn Martin v. Cabinet for Health and Family Services

12. **Settlements**

A. Timothy Anderson v. Transportation Cabinet (2 appeals)

B. Wade Percle v. Justice and Public Safety Cabinet (Corrections)

C. Melissa Jan Williamson v. Labor Cabinet

13. **Other**

A. Proposed Legislation